

ISMAIL J. RAMSEY (CABN 189820)  
United States Attorney

**FILED**

Oct 06 2023

Mark B. Busby  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,	)	CASE NO. 3:23-cr-00346 CRB
Plaintiff,	)	
v.	)	<u>VIOLATIONS:</u>
MARLON GUSTAVO VALLE-ACOSTA,	)	21 U.S.C. §§ 841(a)(1) and (b)(1)(C) – Possession
Defendant.	)	with Intent to Distribute Fentanyl
	)	21 U.S.C. § 853 – Forfeiture Allegation
	)	
	)	

I N F O R M A T I O N

The United States Attorney charges:

COUNT ONE: (21 U.S.C. § 841(a)(1) and (b)(1)(C) – Possession with Intent to Distribute Fentanyl)

On or about September 27, 2023, in the Northern District of California, the defendant,  
MARLON GUSTAVO VALLE-ACOSTA,  
did knowingly and intentionally possess with intent to distribute a mixture and substance containing a detectable amount of N-phenyl-N- [ 1- ( 2-phenylethyl ) -4-piperidiny] propenamide, commonly known as fentanyl, a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1) and (b)(1)(C).

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INFORMATION

1 FORFEITURE ALLEGATION: (21 U.S.C. § 853(a))

2 The allegations contained above are hereby re-alleged and incorporated by reference for the  
3 purpose of alleging forfeiture pursuant to Title 21, United States Code, Section 853(a).

4 Upon conviction of the offense alleged in Count One above, the defendant,  
5 MARLON GUSTAVO VALLE-ACOSTA,  
6 shall forfeit to the United States all right, title, and interest in any property constituting and derived from  
7 any proceeds defendant obtained, directly or indirectly, as a result of such violations, and any property  
8 used, or intended to be used, in any manner or part, to commit or to facilitate the commission of such  
9 violations, including but not limited to a forfeiture money judgment and the following:

- 10 a. One Galaxy mobile phone, model S22 Ultra 5G, IMEI 351132612012696  
11 b. \$271 in U.S. currency

12 If any of the property described above, as a result of any act or omission of the defendant:

- 13 a. cannot be located upon exercise of due diligence;  
14 b. has been transferred or sold to, or deposited with, a third party;  
15 c. has been placed beyond the jurisdiction of the court;  
16 d. has been substantially diminished in value; or  
17 e. has been commingled with other property which cannot be divided without  
18 difficulty,

19 the United States of America shall be entitled to forfeiture of substitute property pursuant to Title 21,  
20 United States Code, Section 853(p).

21 All pursuant to Title 21, United States Code, Section 853, and Federal Rule of Criminal  
22 Procedure 32.2.

24 DATED: October 6, 2023

ISMAIL J. RAMSEY  
United States Attorney

26 /s/  
27 LLOYD FARNHAM  
Assistant United States Attorney